

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of :
Ronald J. JANDACEK et al. : Confirmation No. 9438
Serial No.: 10/567,143 : Group Art Unit: 1797
I.A. Filing Date: 08/05/2004 : Examiner: WALLENHORST, Maureen
Title: USE OF NON-ABSORBABLE FAT IN DETERMINING
DIETARY FAT ABSORPTION

RESPONSE AFTER NON-FINAL REJECTION
WITH PETITION FOR EXTENSION OF TIME

VIA EFS WEB
Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This letter is in response to the Office Action mailed April 16, 2009, please enter the following amendments and consider the accompanying remarks.

Applicants request a three (3) month extension of time under 37 CFR 1.17(a)(3) to respond to the Action. The required fee is attached hereto.

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 5 of this paper.